IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SEVENTEENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

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WRIT PETITION NO : 13035 of 1996

Between:

1 Narike Gopal, S/o Karraiah,
R/o. Palugodu Village, Dakkili Mandal,
Nellroe Dist.
2 Narike Venkata Subbaiah, S/o. Venkataiah,
R/o. Palugodu Village, Dakkili Mandal,
Nellroe Dist.
3 Momidi Venkataiah, S/o. Narasaiah,
R/o. Palugodu Village, Dakkili Mandal,
Nellroe Dist.

..... PETITIONERS

AND

1 The District Collector,,
Nellore Dist, Nellore.
2 The Mandal Revenue Officer, Dakkili Mandal,
Nellore Dist.
3 Vemula Siva Raja, S/o. Sivaiah Naidu,
R/o. Mittapalem Village, Dakkili Mandal,
Nellore Dist.
4 Vemula Krishnaiah, S/o. Sivaiah Naidu,
R/o. Mittapalem Village, Dakkili Mandal,
Nellore Dist.
5 Vemula Babu, S/o. Sivaiah Naidu,
R/o. Mittapalem Village, Dakkili Mandal,
Nellore Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, order or direction, particularly one in the nature of Writ of Mandamus, declaring the action of the respondents 1 and 2 in implementing the ryotwari patta in favour of the respondents 3 to 5 to an extent of Ac. 24-00 of Sy.No. 1 palugoda Vilalge, Dakkili Mandal, Nellore District, Who purchased the same from the orriginal pattadar in the year 1988 before confirming the ryotwari patta by the commissioner of survey, settlement and land Records, Hyderabad in the year 1994, is arbitrary, illegal and consequently direct the respondents 1 and 2 to consider the case of the petitioner who are eligible Harizans to be granted patta to an extent of Ac. 24-00 situate in Sy. No. 1 of Palugodu Village, Dakkili Mandal, Nellore District, and till then the respondents 1 and 2 not to dispossess the petitioners from the said land.

Counsel for the Petitioner:MR.K.MURALIDHAR REDDY

Counsel for the Respondents No.1 and 2: GP FOR REVENUE

Counsel for the Respondents Nos.3 to 5 : Sri.M.Ravindranatha Reddy

The Court made the following :

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ORDER:

The learned counsel for the petitioner submits that the petitioners seek permission to withdraw the writ petition. Permission is accorded. Accordingly, the writ petition is dismissed as withdrawn. No order as to costs.

17-08-2004

sh/mrk

1 The District Collector,,
Nellore Dist, Nellore.
2 The Mandal Revenue Officer, Dakkili Mandal,
Nellore Dist.
3. **2CCs to the G.P. for Revenue, High Court Buildings, High Court of A.P., Hyderabad (out).**

4. 2CD copies

THE HON'BLE MR JUSTICE GODA RAGHURAM

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Dated:17-08-2004